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**Board of Commissioners**  
Connie Beauvais, *President*  
Steven Burke, *Vice President*  
Colleen McAleer, *Secretary*  
**Executive Director**  
Karen Goschen

June 13, 2018

City of Sequim  
Att'n Barry Berezowsky  
152 West Cedar Street  
Sequim, WA 98382

**Re: Appeal of Administrative Interpretation dated May 25, 2018**

Dear Mr. Berezowsky,

Enclosed herewith, please find the Port of Port Angeles' Notice of Appeal of your Administrative Interpretation dated May 25, 2018, together with a check payable to the City of Sequim in the amount of \$600, for the appeal fee required under SMC 20.01.240(F) and SMC 3.68.030(F).

Please advise if you require anything further from the Port in connection with this appeal. You may reach me by email at [simonb@portofpa.com](mailto:simonb@portofpa.com) or by telephone at 360/457-1138. Thank you.

Best regards,

PORT OF PORT ANGELES

Simon Barnhart  
General Counsel, Deputy Executive Director

Encl.  
Copy to Kristina Nelson-Gross via email

**NOTICE OF APPEAL  
PORT OF PORT ANGELES**

1. The Decision Being Appealed: Administrative Interpretation issued by Barry Berezowsky, Department of Community Development Manager/Shoreline Administrator, and dated May 25, 2018.

2. The Name and Address of the Appellant and Its Interests in the Matter:

Port of Port Angeles  
Att'n Karen Goschen, Exec. Dir.  
338 West First Street  
P.O. Box 1350  
Port Angeles, WA 98362

The Port of Port Angeles is the owner and operator of the John Wayne Marina. The Administrative Interpretation directly impacts the Port's proprietary and governmental interests in the administration of that Port facility.

3. The Specific Reasons Why the Appellant Believes the Decision to Be Wrong:

- A. Under a plain reading of the City's Shoreline Master Program, operation of the John Wayne Marina, as a marina, under private ownership is not prohibited.
- B. The City's interpretation of the Shoreline Master Program, to the effect that operation of the John Wayne Marina, as a marina, under private ownership is prohibited, is more restrictive than is necessary given the regulatory controls that are available to the City through both the Shoreline Master Program and the Shoreline Management Act.

4. The Desired Outcome or Changes to the Decision: Rescission of the Administrative Interpretation.

DATED this 13<sup>th</sup> day of June, 2018.

PORT OF PORT ANGELES

By: \_\_\_\_\_

Simon Barnhart

General Counsel, Deputy Executive Director